

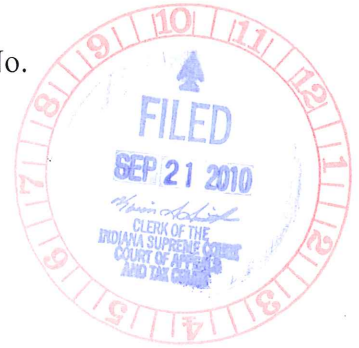
**In the  
Indiana Supreme Court**

STATE of Indiana *ex rel.*  
J.V. and C.V.,  
Relators,

v.

THE FLOYD CIRCUIT COURT and  
THE HONORABLE J. TERRENCE  
CODY, AS JUDGE THEREOF,  
Respondents.

) Supreme Court Cause No.  
) 22S00-1009-OR-470  
)  
)  
)  
) Trial Court Cause Nos.  
) 22C01-0912-AD-30  
) 22C01-0908-DR-688  
)



ORDER

On September 3, 2010, Relators, by counsel, filed a petition for writ of mandamus and prohibition and accompanying application papers under the rules governing original actions. The papers included a request for an emergency writ. Later that day, this Court issued an order granting the emergency writ and staying enforcement of the trial court's orders pending this Court's ruling on Relators' request for a permanent writ of mandamus and prohibition. On September 13, 2010, a party opposing Relators filed a brief opposing issuance of the permanent writ and a supplemental record.

Each member of the Court has had an opportunity to review the materials filed in this action and has met in conference and had an opportunity to discuss the request for a permanent writ. All five Justices have voted to deny the permanent writ.

Accordingly, the Court DENIES Relators' request for a permanent writ of mandamus and prohibition. This order is final. Motions to reconsider or petitions for rehearing are not allowed. Ind. Original Action Rule 5(C).

The Clerk is directed to send copies of this order to the Honorable J. Terrence Cody, Floyd Circuit Court, City-County Building, Room 417, 311 Hauss Square, New Albany, IN 47150; Joni L. Grayson, 431 East Court Avenue, P.O. Box 701, Jeffersonville, IN 47131-0701; Richard R. Fox, 409 Bank Street, New Albany, IN 47150; C. Thomas Hectus, 804 Stone Creek Parkway, Suite 1, Louisville, KY 40223; and Gregory F. Zoeller, Indiana Attorney General. The Clerk is also directed to post this order to the Court's website.

Done at Indianapolis, Indiana, this 21<sup>st</sup> day of September, 2010.

Randall T. Shepard  
Chief Justice of Indiana

Shepard, C.J., and Dickson, Sullivan, Boehm, and Rucker, JJ., vote to deny the permanent writ.